

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATION  
INTER-OFFICE MEMO**

**February 18, 2008**

**TO: Beverly Najarian, Director**

**DEPT: Administration**

**FROM: Walter Craddock, Esq. Chairman**

**DEPT: Division of Motor Vehicles**

**SUBJECT: HEARING BOARD RESULTS**

**Please be advised of the following matters which were heard before the Board on Thursday, February 14, 2008. Also be advised the following people were present during the hearing: Joseph I. Monteiro, Chief, Enforcement/ Regulations and Legal Counsel Marcy Coleman, Esq., Division of Legal Services and the hearing Board members: Walter Craddock, Esq., James Botvin, Dennis Gerstmeyer and Lt. David Palmer of The Rhode Island State Police.**

**Absent: Thomas Ricci**

**MEETING OF FEBRUARY 14, 2008 AT 9:00AM**

**DIVISION OF MOTOR VEHICLES – 100 MAIN ST. PAWTUCKET, RI  
02860**

**1. REVIEW AND ACCEPTANCE OF THE MINUTES OF THE  
DECEMBER 13, 2007 BOARD HEARING**

**Minutes reviewed and accepted by the board.**

**2. FREEDOM AUTO SALES INC. ( Kimberly K. Issler, Pres.)**

**FIRST APPLICATION:**

**TO DEAL IN USED MOTOR VEHICLES ONLY**

**AT: 288 MARKET STREET, WARREN, RI 02885**

**Postponed at the request of Kimberly K. Issler, President of Freedom  
Auto Sales, Inc.**

## **Hearing Board Minutes**

- 3. FLAGG RV RHODE ISLAND ( Steven Flagg, Pres.)  
REQUEST FOR 3 ADDITIONAL “NEW” PLATES  
LICENSED SINCE 10-28-04; HAS 3 PLATES.**

**Decision: The Board has granted the request for three (3) additional dealer plates.**

- 3. AUTOSTORE MOTOR SALES, formally know as Dan Shabo Isuzu  
( Daniel Shabo, Pres. / John Harwood, Esq.)  
SHOW CAUSE HEARING  
5TH RESCHEDULED HEARING.**

**Lt. David Palmer, of the RI State Police recused himself from this hearing.**

**Decision: The Board has suspended for sixty (60) days the Autostore Motor Sales, formally known as Dan Shabo Isuzu , license to do business because of their extended history of previous violations and their current violations of RIGL § 31-5-11(10) & (11) for having indulged in unconscionable practices relating to business as a motor vehicle dealer and is in violation of laws relating to the sale and distribution of motor vehicles. The dealer must return all dealer plates**

**in his possession and his license to the Dealers License and Regulations Office within 10 days of receiving the formal decision. The Board has also determined based on the current sales figures for the dealership they will only be allowed to reclaim four (4) dealer plates at the conclusion of the 60 day suspension.**

**The Board has also determined that the Autostore Motor Sales, formally know as Dan Shabo Izuzu was in violation of the following RI Rules and Regulations and RI General Laws and is required to pay the amounts indicated below, which totals \$1950.00, to the RI Dealers License and Regulations Office within 10 days of receiving the formal decision.**

**Fine: \$500.00: Rules and Regulations Section 6(L): Dealer allowed a person not an employee to act as a salesman for his dealership.**

**Fine: \$250.00: Rules and Regulations Section 6(B): Dealer allowed another business to share his location.**

**Fine: \$400.00: RIGL §31-3-20: Dealer allowed non-employee to use dealer plates.**

**Fine: \$800.00: RIGL§31-3-20.1: Misuse of loaner agreements on four occasions.**

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**Hearing Board Minutes**

**5. CHAUNCEY BOWERS V. SCOTTIE'S AUTO SALES, INC. (Dorothy McDougall, Pres.)**

**COMPLAINT / SHOW CAUSE HEARING.**

**Decision:** The Board has dismissed this case with a warning to the Dealership concerning their business practices and subject to the Consumer notifying the Dealers License and Regulations Office directly in writing that he has withdrawn the complaint.

**6. FOR DISCUSSION ONLY:**

**ON THE AMENDMENTS TO THE RULES & REGULATIONS.**

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**Walter R. Craddock Esq. Chairman**

**Cc: John Di Tomasso, Assistant Administrator**

**Joseph I. Monteiro, Chief Enforcement/Regulations, DMV**

**Marcy Coleman, Esq., Division of Legal Services, DOA**

**File**